

REMARKS

Upon entry of this amendment, claims 1-9 and 27-32 are pending. Claims 1, 2, and 7-9 have been amended. Claims 10-26 have been cancelled.

Support for the amendments to claims 1, 2, 7, and 8 appears at least at ¶0034, ¶0039, and ¶0046. Support for the amendment to claim 9 appears at least at claim 6 and claim 9.

No new matter has been added by way of this response.

Withdrawn Rejections

Applicants acknowledge and thank the Office for withdrawing the rejection of claims 1, 2, and 6-9 as being anticipated by Tamura et al. (JP 2002-246175).

Applicants acknowledge and thank the Office for withdrawing the rejection of claims 1-9 as being anticipated by Ishibashi et al. (US 200210106530 AI).

Applicants acknowledge and thank the Office for withdrawing the rejection of claims 1-9 as being anticipated by Ishibashi et al. (US 200310099863 AI).

Applicants acknowledge and thank the Office for withdrawing the rejection of claims 1, 2, and 6-9 as being anticipated by Ichimura et al. (US 6,492,557 B1)

Applicants acknowledge and thank the Office for withdrawing the rejection of claims 1-9 as being anticipated by Ishibashi et al. (US 6,555,254 B1).

Applicants acknowledge and thank the Office for withdrawing the rejection of claims 1-9 as being anticipated by Ishibashi et al. (US 6,800,382 B1).

Applicants acknowledge and thank the Office for withdrawing the rejection of claims 1-9 as being anticipated by Tadashi et al. (US 6,265,088 B1).

Applicants acknowledge and thank the Office for withdrawing the nonstatutory obviousness-type double patenting rejection over U.S. Patent No. 6,800,382 B2.

Applicants acknowledge and thank the Office for withdrawing the nonstatutory obviousness-type double patenting rejection over U.S. Patent No. 6,492,557 B1.

Applicants acknowledge and thank the Office for withdrawing the nonstatutory obviousness-type double patenting rejection over U.S. Patent No. 6,265,088 B1.

Allowable Subject Matter

Applicants acknowledge and thank the Office for recognizing that the claims comprise allowable subject matter, barring the present §112 rejections. Applicants acknowledge and

thank the Office for recognizing that claims 27-32 particularly are distinguished over the previously applied prior art.

Provisional Obviousness-Type Double Patenting Rejections over US App Ser No 10/009,021

In the present Final Action, the Office does not indicate whether the Provisional Obviousness-Type Double Patenting Rejections over US App Ser No 10/009,021 (now issued as US 7,255,935) is maintained or withdrawn (as were the balance of prior art rejections). Because the Office has not presented the above rejection, Applicants presume such rejection to have been withdrawn. If the Office maintains the above rejection, Applicants again traverse for the reasons of record presented in the Response of October 17, 2007.

Claim Objections

Applicants respectfully request reconsideration and withdrawal of the objection to claims 2 and 8 as containing informalities. Claims 2 and 8 have been amended so as to remove the periods in the middle of the claims.

Claim Rejections under 35 U.S.C. § 112, ¶1 : Possession

Applicants respectfully traverse and, for the following reasons, request reconsideration and withdrawal of the rejection of claims 1-9 and 27-32 under 35 U.S.C. §112, ¶1 as failing to comply with the written description requirement (*i.e.*, a possession rejection).

In the interest of furthering prosecution, claims 1, 2, 7, and 8 have been amended to remove "but R^f is not a stylyl". Claims 1, 2, 7, and 8 have also been amended to recite "an alkyl selected from the group consisting of methyl, ethyl, n-propyl, i-propyl, n-butyl, i-butyl, t-butyl, and allyl". It is noted that the R^f position, and corresponding positions, has been amended consistent with claims 27-32, which the Office recognizes as particularly distinguished over the previously applied prior art.

As such, Applicants believe the Office's above concerns (including those on p. 5, ln. 1-4, of the present Action) to be addressed.

Claim Rejections under 35 U.S.C. § 112, ¶2 : Indefiniteness

Applicants respectfully traverse and, for the following reasons, request reconsideration and withdrawal of the rejection of claim 9 under 35 U.S.C. §112, ¶2 as being indefinite. Claim 9

has been amended so as to recite the structure of formulas (5)-(17). Furthermore, claim 9 has been amended to remove reference to claim 6. As such, Applicants believe the Office's above concerns to be addressed.

CONCLUSION

Applicants respectfully request withdrawal of the rejections and believe that the claims as presented represent allowable subject matter. If the Examiner desires, Applicants welcome a telephone interview to expedite prosecution. Applicants believe there is no fee due at this time. The Commissioner is hereby authorized to deduct any deficiency not covered by this credit card payment or credit any overpayment with respect to this response to Deposit Account No. 19-3140.

Respectfully submitted,

Dated: February 20, 2008

By: /David R. Metzger/, Reg. 32,919

David R. Metzger
SONNENSCHN NATH & ROSENTHAL
P.O. Box 061080
Wacker Drive Station, Sears Tower
Chicago, Illinois 60606-1080

Customer ID No. 26263

Attorneys for Applicants